

SB1666



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

SB1666

Introduced 2/9/2011, by Sen. Jacqueline Y. Collins

SYNOPSIS AS INTRODUCED:

720 ILCS 5/12-21.6

Amends the Criminal Code of 1961. Adds, to the circumstances under which endangering the life or health of a child is a Class 3 felony for which the person, if sentenced to a term of imprisonment, shall be sentenced to a term of not less than 2 years and not more than 10 years, the following: that the violation is the proximate cause of great bodily harm or permanent disability or disfigurement of the child; or that the violation occurs while the person is committing or attempting to commit another offense that is a felony or a Class A misdemeanor. Effective immediately.

LRB097 07910 RLC 48025 b

CORRECTIONAL
BUDGET AND
IMPACT NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning criminal law.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Criminal Code of 1961 is amended by changing
5 Section 12-21.6 as follows:

6 (720 ILCS 5/12-21.6)

7 Sec. 12-21.6. Endangering the life or health of a child.

8 (a) It is unlawful for any person to willfully cause or
9 permit the life or health of a child under the age of 18 to be
10 endangered or to willfully cause or permit a child to be placed
11 in circumstances that endanger the child's life or health,
12 except that it is not unlawful for a person to relinquish a
13 child in accordance with the Abandoned Newborn Infant
14 Protection Act.

15 (b) There is a rebuttable presumption that a person
16 committed the offense if he or she left a child 6 years of age
17 or younger unattended in a motor vehicle for more than 10
18 minutes.

19 (c) "Unattended" means either: (i) not accompanied by a
20 person 14 years of age or older; or (ii) if accompanied by a
21 person 14 years of age or older, out of sight of that person.

22 (d) A violation of this Section is a Class A misdemeanor. A
23 second or subsequent violation of this Section is a Class 3

1 felony. A violation of this Section that :(i) is a proximate
2 cause of the death, great bodily harm, or permanent disability
3 or disfigurement of the child, or (ii) occurs while the person
4 is committing or attempting to commit another offense that is a
5 felony or a Class A misdemeanor, is a Class 3 felony for which
6 a person, if sentenced to a term of imprisonment, shall be
7 sentenced to a term of not less than 2 years and not more than
8 10 years.

9 (Source: P.A. 92-408, eff. 8-17-01; 92-432, eff. 8-17-01;
10 92-515, eff. 6-1-02; 92-651, eff. 7-11-02.)

11 Section 99. Effective date. This Act takes effect upon
12 becoming law.